

Remarks

Claims 52-64 were pending up to this Amendment.

Claims 52-64 were rejected and appealed.

The rejection of claims 52-59 were affirmed by the Board.

Claims 52-59 are cancelled by this Amendment.

The §112 rejection of claim 60 was affirmed by the Board.

Claims 60-61 and 63-64 are amended.

The §103 rejections of claims 60-64 were reversed by the Board.

Claims 60-64 are pending as a result of this Amendment.

Applicants request the allowance of claims 60-64.

The Board affirmed the rejections of claims 52-59. Applicants have cancelled those claims in the interest of obtaining allowance of other claims. Applicants will address the patentability of claims 52-59 in a related application. Accordingly, Applicants request these claims be cancelled without prejudice.

The Board affirmed the §112 rejection of claim 60. In opposition to the Examiner, the Board held that the term “generally laterally coextensive” met §112’s definiteness requirement. (Board Decision at p. 4.) However, the Board also found that the non-ideality intended by Applicants’ use of the word “generally” to qualify the terms “insulative” and “conductive” is already encompassed by the bare terms themselves. (*Id.* at p. 5-6.) As a result, Applicants have clarified the claims to remove the redundant term “generally” as applied to “insulative” and “conductive.” Applicants contend such clarification satisfies §112’s definiteness requirement as articulated by the Board. Further, the Board reversed the only other basis for rejecting claim 60. (*Id.* at p. 20-22.) Accordingly, Applicants request the allowance of claim 60.

The Board also reversed all of the Examiner’s expressed bases for rejecting claims 61-64. (*Id.*) Applicants submit that the clarifications addressed above benefit the dependent claims 61-64 as well and avoid the potential §112 rejection that the Board suggested the Examiner make upon reopening prosecution. (*See* Board Decision at p. 22.)

Conclusion

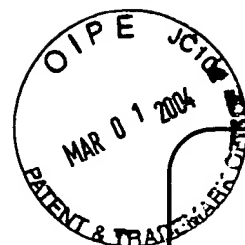
In light of the above amendments and remarks, as well as the Board's decision, Applicants submit that the pending claims are definite and allowable. Therefore, Applicants respectfully request allowance of all of the pending claims. If there are any matters which may be resolved or clarified through a telephone interview, the Examiner is requested to contact Applicants' undersigned attorney at the number indicated.

Respectfully submitted,



Date: 2/26/4

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 0**Complete if Known**

Application Number 09/654,093

Filing Date August 31, 2000

First Named Inventor Thakur et al.

Examiner Name P. Brock II

Art Unit 2815

Attorney Docket No. 94-0302.02

RECEIVED
MAR 03 2004**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number 13-3092, Order No. 94-0302.02

Deposit Account Name Micron Technology, Inc.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$) 0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	13	-20 **	=	0	X	18	=	0
Independent Claims	4	-4 **	=	0	X	86	=	0
Multiple Dependent					X		=	0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)	Charles Brantley	Registration No. (Attorney/Agent)	38,086	Telephone	(208) 368-4557
Signature	Charles Brantley	Date	2/26/04		

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